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7 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 JOHN THOMAS ENTLER, )  
9 )  
10 Plaintiff, ) Case No. C10-1827-MJP  
11 v. )  
12 ) ORDER OF DISMISSAL  
13 MARK MILLER, *et al.*, )  
Defendants. )  
\_\_\_\_\_ )

14 The Court, having reviewed the Report and Recommendation of United States Magistrate  
15 Judge James P. Donohue, the governing law, Plaintiff's objections to the Report and  
16 Recommendation, Defendants' response to the objections, Plaintiff's reply to the response, and the  
17 balance of the record, does hereby find and ORDER:

- 18 (1) The Report and Recommendation is ADOPTED;  
19 (2) Defendants' motion to dismiss is GRANTED, and this matter is DISMISSED  
20 without prejudice for failure to exhaust administrative remedies as required by 42  
21 U.S.C. § 1997e(a);  
22 (3) Plaintiff's motions for a preliminary injunction and temporary restraining order  
23 (Dkt. 18) and to amend his complaint (Dkt. 19) are DENIED as moot; and

1 (4) The Clerk of Court is directed to send copies of this Order to plaintiff and to  
2 Magistrate Judge James P. Donohue.

3 DATED this 14th day of June, 2011.

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6 Marsha J. Pechman  
7 United States District Judge  
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